

Second Regular Session  
Seventy-first General Assembly  
STATE OF COLORADO

INTRODUCED

LLS NO. 18-0340.02 Michael Dohr x4347

HOUSE BILL 18-1133

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HOUSE SPONSORSHIP

Lebsock,

SENATE SPONSORSHIP

Marble,

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House Committees

Agriculture, Livestock, & Natural Resources

Senate Committees

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A BILL FOR AN ACT

101 CONCERNING REGISTRATION FOR MARIJUANA FIBROUS WASTE  
102 RECYCLING FACILITIES.

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Bill Summary

*(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov>.)*

The bill creates a registration in both the medical marijuana and retail marijuana codes for a fibrous waste recycling facility. A fibrous waste recycling facility takes marijuana waste and makes it into industrial products like rope, paper, and building material. The state licensing authority shall issue the registration to an applicant if the applicant demonstrates that its processes render the fibrous waste unusable as

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.  
Capital letters or bold & italic numbers indicate new material to be added to existing statute.  
Dashes through the words indicate deletions from existing statute.

medical or retail marijuana.

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1 *Be it enacted by the General Assembly of the State of Colorado:*

2 **SECTION 1.** In Colorado Revised Statutes, 12-43.3-104, **add**  
3 (1.1), (1.2), and (1.8) as follows:

4 **12-43.3-104. Definitions.** As used in this article 43.3, unless the  
5 context otherwise requires:

6 (1.1) "FIBROUS WASTE" MEANS ANY ROOTS, STALKS, AND STEMS  
7 FROM A MEDICAL MARIJUANA PLANT, WHICH SHALL NOT BE CONSIDERED  
8 MEDICAL MARIJUANA UPON TRANSFER TO A REGISTERED FIBROUS WASTE  
9 RECYCLING FACILITY.

10 (1.2) "FIBROUS WASTE RECYCLING FACILITY" MEANS A PERSON  
11 REGISTERED BY THE STATE LICENSING AUTHORITY THAT IS AUTHORIZED  
12 TO RECEIVE FIBROUS WASTE FROM A MEDICAL MARIJUANA BUSINESS OR A  
13 RETAIL MARIJUANA ESTABLISHMENT.

14 (1.8) "INDUSTRIAL FIBER PRODUCTS" MEANS INTERMEDIATE OR  
15 FINISHED PRODUCTS MADE FROM FIBROUS WASTE THAT ARE NOT INTENDED  
16 FOR HUMAN OR ANIMAL CONSUMPTION AND ARE NOT USABLE OR  
17 RECOGNIZABLE AS MEDICAL MARIJUANA. INDUSTRIAL FIBER PRODUCTS  
18 INCLUDE, BUT ARE NOT LIMITED TO, CORDAGE, PAPER, FUEL, TEXTILES,  
19 BEDDING, INSULATION, CONSTRUCTION MATERIALS, AND INDUSTRIAL  
20 MATERIALS.

21 **SECTION 2.** In Colorado Revised Statutes, 12-43.3-202, **amend**  
22 (1)(h)(I); and **add** (1)(b)(III) and (1)(h)(III) as follows:

23 **12-43.3-202. Powers and duties of state licensing authority -**  
24 **rules.** (1) The state licensing authority shall:

25 (b) (III) (A) BEGIN ACCEPTING AND REVIEWING APPLICATIONS

1 FROM A PERSON REQUESTING TO BE REGISTERED AS A FIBROUS WASTE  
2 RECYCLING FACILITY NO LATER THAN JANUARY 1, 2019.

3 (B) THE STATE LICENSING AUTHORITY SHALL APPROVE AN  
4 APPLICATION FOR REGISTRATION AS A FIBROUS WASTE RECYCLING  
5 FACILITY IF THE APPLICANT DEMONSTRATES AND AFFIRMS THAT ITS  
6 PROCESSES RENDER THE FIBROUS WASTE UNUSABLE AND  
7 UNRECOGNIZABLE AS MEDICAL MARIJUANA AND ONLY USEFUL FOR  
8 INDUSTRIAL FIBER PRODUCTS.

9 (C) THE STATE LICENSING AUTHORITY SHALL TAKE ACTION ON ALL  
10 APPLICATIONS FOR REGISTRATION AS A FIBROUS WASTE RECYCLING  
11 FACILITY WITHIN SIXTY DAYS AFTER RECEIPT OF APPLICATION.

12 (D) NOTHING IN THIS SUBSECTION (1)(b)(III) CAN BE CONSTRUED  
13 TO LIMIT MATERIALS THAT CAN BE RECEIVED, PROCESSED, OR SOLD BY A  
14 FIBROUS WASTE RECYCLING FACILITY; EXCEPT THAT FIBROUS WASTE MAY  
15 NOT BE USED IN THE PRODUCTION OF PRODUCTS OTHER THAN INDUSTRIAL  
16 FIBER PRODUCTS.

17 (h) Develop and maintain a seed-to-sale tracking system that  
18 tracks medical marijuana from either the seed or immature plant stage  
19 until the medical marijuana or medical marijuana-infused product is sold  
20 to a customer at a medical marijuana center to ensure that no medical  
21 marijuana grown or processed by a medical marijuana establishment is  
22 sold or otherwise transferred except by a medical marijuana center;  
23 except that the medical marijuana or medical marijuana-infused product  
24 is no longer subject to the tracking system once the medical marijuana or  
25 medical marijuana-infused product has been:

26 (I) Transferred to a medical research facility pursuant to section  
27 25-1.5-106.5 (5)(b); or

1 (III) CLASSIFIED AS WASTE IN THE INVENTORY TRACKING SYSTEM  
2 AND DISPOSED OF IN ACCORDANCE WITH RULES PROMULGATED BY THE  
3 STATE LICENSING AUTHORITY, WHICH SHALL INCLUDE THE TRANSFER OF  
4 FIBROUS WASTE FROM A MEDICAL MARIJUANA BUSINESS TO A FIBROUS  
5 WASTE RECYCLING FACILITY WITHOUT ANY REQUIRED ALTERATION FROM  
6 ITS NATURAL STATE.

7 **SECTION 3.** In Colorado Revised Statutes, 12-43.4-103, **add**  
8 (1.7), (1.8), and (2.7) as follows:

9 **12-43.4-103. Definitions.** As used in this article 43.4, unless the  
10 context otherwise requires:

11 (1.7) "FIBROUS WASTE" MEANS ANY ROOTS, STALKS, AND STEMS  
12 FROM A RETAIL MARIJUANA PLANT, WHICH SHALL NOT BE CONSIDERED  
13 RETAIL MARIJUANA UPON TRANSFER TO A REGISTERED FIBROUS WASTE  
14 RECYCLING FACILITY.

15 (1.8) "FIBROUS WASTE RECYCLING FACILITY" MEANS A PERSON  
16 REGISTERED BY THE STATE LICENSING AUTHORITY THAT IS AUTHORIZED  
17 TO RECEIVE FIBROUS WASTE FROM A MEDICAL MARIJUANA BUSINESS OR A  
18 RETAIL MARIJUANA ESTABLISHMENT.

19 (2.7) "INDUSTRIAL FIBER PRODUCTS" MEANS INTERMEDIATE OR  
20 FINISHED PRODUCTS MADE FROM FIBROUS WASTE THAT ARE NOT INTENDED  
21 FOR HUMAN OR ANIMAL CONSUMPTION AND ARE NOT USABLE OR  
22 RECOGNIZABLE AS RETAIL MARIJUANA. INDUSTRIAL FIBER PRODUCTS  
23 INCLUDE, BUT ARE NOT LIMITED TO, CORDAGE, PAPER, FUEL, TEXTILES,  
24 BEDDING, INSULATION, CONSTRUCTION MATERIALS, AND INDUSTRIAL  
25 MATERIALS.

26 **SECTION 4.** In Colorado Revised Statutes, 12-43.4-202, **amend**  
27 (1)(a); and **add** (1)(c) and (5) as follows:



1 (c) THE STATE LICENSING AUTHORITY SHALL TAKE ACTION ON ALL  
2 APPLICATIONS FOR REGISTRATION AS A FIBROUS WASTE RECYCLING  
3 FACILITY WITHIN SIXTY DAYS AFTER RECEIPT OF APPLICATION.

4 (d) NOTHING IN THIS SUBSECTION (5) CAN BE CONSTRUED TO LIMIT  
5 MATERIALS THAT CAN BE RECEIVED, PROCESSED, OR SOLD BY A FIBROUS  
6 WASTE RECYCLING FACILITY; EXCEPT THAT FIBROUS WASTE MAY NOT BE  
7 USED IN THE PRODUCTION OF PRODUCTS OTHER THAN INDUSTRIAL FIBER  
8 PRODUCTS.

9 **SECTION 5.** In Colorado Revised Statutes, 39-28.8-101, **add**  
10 (3.5) as follows:

11 **39-28.8-101. Definitions.** Unless the context otherwise requires,  
12 any terms not defined in this article 28.8 have the meanings set forth in  
13 article 26 of this title 39. As used in this article 28.8, unless the context  
14 otherwise requires:

15 (3.5) "FIBROUS WASTE" MEANS ANY ROOTS, STALKS, AND STEMS  
16 FROM A RETAIL MARIJUANA PLANT, WHICH SHALL NOT BE CONSIDERED  
17 RETAIL MARIJUANA UPON TRANSFER TO A REGISTERED FIBROUS WASTE  
18 RECYCLING FACILITY.

19 **SECTION 6. Safety clause.** The general assembly hereby finds,  
20 determines, and declares that this act is necessary for the immediate  
21 preservation of the public peace, health, and safety.